

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

UNITED STATES OF AMERICA,        )  
    )  
    )  
Plaintiff,                        )  
    )  
    )  
vs.                                    )    Case No. 21-cr-30110-DWD  
    )  
    )  
JAMES E. HYGRADE,                )  
    )  
    )  
Defendant.                        )

**ORDER DISMISSING CASE**

**DUGAN, District Judge:**

On July 22, 2021, Defendant James E. Hygrade was indicted for possession of a firearm by a previously convicted felon by a grand jury sitting in the Southern District of Illinois. By motion dated April 25, 2022, the United States moves to dismiss the indictment against Hygrade because he has already pleaded guilty to a similar charge in the Circuit Court in Saint Clair County, Illinois. (Doc. 22). Federal Rule of Criminal Procedure 48 permits dismissal of an indictment by the Government before trial with leave of court. For good cause shown, the motion to dismiss filed by the United States (Doc. 22) is **GRANTED**. This action is **DISMISSED without prejudice**. The Clerk of Court shall close this case.

**SO ORDERED.**

Dated: April 26, 2022

A handwritten signature of David W. Dugan in black ink, featuring a stylized script. It is overlaid on a circular official seal of the United States District Court for the Southern District of Illinois. The seal contains an eagle with wings spread, holding a shield, with a laurel wreath around its neck. The text "UNITED STATES DISTRICT COURT" is at the top and "SOUTHERN DISTRICT OF ILLINOIS" is at the bottom.

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DAVID W. DUGAN  
United States District Judge